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4 **Attorney for Defendant**
5 **MARLON DANIEL SMITH**

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7
8 IN THE UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA,) Case No. CR-08-0117 VRW
12 Plaintiff,)
13 v.)
14 MARLON DANIEL SMITH)
15 Defendant.)
16 _____)

STIPULATION TO CONTINUE DATE
FOR ENTERING PLEA OF GUILTY
AND
PROPOSED] ORDER

17 IT IS HEREBY STIPULATED by and between counsel for the UNITED STATES,
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19 Assistant U.S. Attorney Tarek Helou, and counsel for the Defendant, Marlon Daniel Smith,
20 Gilbert Eisenberg, that the date for Defendant to ask the court to set aside his not guilty plea and
21 enter a plea of guilty, now set for July 15, 2009 at 10:00 AM be continued and reset for August
22 13, 2009 at 2:00 PM to allow for compliance with the courts Order on discovery of July 13, 2009
23 and to allow for the parties to file briefs on the issue of whether defendant should be detained or
24 released following his anticipated guilty plea. (18 U.S.C. § 3143(a) (2), § 3145 (c)

25 Dated: this 14th day of July, 2009.

26
27 /s/ Tarek Helou
TAREK HELOU, Esq.
28 Assistant United States Attorney

1 Dated: this 14th day of JULY, 2008.

2 _____
3 /s/ Gilbert Eisenberg
4 GILBERT EISENBERG, Esq.
5 Counsel for Marlon Daniel Smith

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7 GOOD CAUSE APPEARING,

8 IT IS SO ORDERED.

9 Dated this 16th day of July , 2009

